

65-854

February 11, 1965

Mr. John A. McCone  
Director, Central Intelligence Agency  
McLean, Virginia

Dear Mr. McCone:

At your request we have reviewed the proposed regulations under the recently enacted "Central Intelligence Agency Retirement Act of 1964 for Certain Employees."

The purpose of our review was to provide you with our independent judgment on whether those regulations are consistent not only with the express language of the statute but also with Congress' intent in enacting this special retirement system, as expressed in the hearings, in floor statements and in the committee reports. Administrative workability or clarity of the regulations was not within the ambit of our consideration.

We considered committee reports, statements made on the floors of both houses of Congress and the transcript of hearings before a subcommittee of the House Armed Services Committee sitting in executive session, including certain classified portions of that record which were made available to us for purposes of our review. After studying a draft of the regulations, we conferred with senior members of your staff regarding the Agency's objectives and problems and the legislative history. In the course of these consultations, changes were made in the draft.

In our opinion the proposed regulations, as revised, are consistent with the letter and the purpose of the legislation. They assure that only those employees who perform unique or hazardous services for their country will be permitted to participate. At the same time, they allow the flexibility needed by the Agency if this program is to be an effective management tool.

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MEMORANDUM FOR: Mr. Larry Houston

Mr. McCone wants to know specifically what they accomplished. He suggests a copy of regulation, marked to show revisions.

W. Elder

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23 Feb 65

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